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Attorneys for PLAINTIFF:  
KAYLA CASHMAN, BY AND THROUGH  
HER GUARDIAN AD LITEM BERNADETTE  
HILGEMAN: AND STEPHAN CASHMAN,  
AN INDIVIDUAL

UNITED STATES DISTRICT COURT

FOR THE SOUTHERN DISTRICT OF CALIFORNIA

KAYLA CASHMAN BY AND THROUGH HER  
GUARDIAN AD LITEM, BERNADETTE  
HILGEMAN: AND STEPHAN CASHMAN, AN  
INDIVIDUAL

PLAINTIFF,

vs.

MIKE McDERMOTT PLUMBING., A  
CALIFORNIA CORPORATION; MALIBU RIVIERA  
II LL, A CALIFORNIA CORPORATION; AND  
DOES I THROUGH XX INCLUSIVE,

DEFENDANTS.

**Case Number: 08 CV 0519-BEN (POR)**

**Proof of Service**

DATE: August 25, 2008  
TIME: 10:30 am  
COURTROOM: 3  
JUDGE: Roger T. Benitez

I, Catie Linfesty, declare:

I am a resident of the State of California and over the age of eighteen years, and not a party to the within-entitled action; my business address is 401 West "A" Street, Suite 1400, San Diego, CA, 92101. On August 11, 2008, I served the within documents.

**PLAINTIFF'S OPPOSITION TO DEFENDANT'S MOTION TO DISMISS FRCP 12(b) (1) and (6).**

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2     X     By Electronic Service: I am familiar with the United States District Court,  
3 Southern District of California's practice for collecting and processing electronic filing. Under  
4 that practice, documents are electronically filed with the Court. The Court's CM/ECF system  
5 will generate a Notice of Electronic filing (NEF) to the filing party, the assigned judge, and any  
6 registered users in the case. The NEF will constitute service of the document. Registration as  
7 a CM/EMF user constitutes consent or electronic service through the Court's transmission  
8 facilities. Under said practice, the following CM/ECF users were served:

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STEVEN J. COLOGNE, ESQ. MICHAEL R. GIBSON, ESQ. 401 WEST "A" STREET, SUITE 2600 SAN DIEGO, CA 92101	Counsel for Defendants:  SAN DIEGO UNIFIED SCHOOL DISTRICT and JAMES GOOD  TEL: 619.236.1551 FAX: 619.696.1410
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I declare under penalty of perjury under the laws of the State of California that the above  
is true and correct.

Executed on Wednesday, August 11, 2008 at San Diego, California.

  
Catie Linfesty